

UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT

No. 24-1247

DAVID J. CATANZARO,
Appellant

v.

DOES 1 THROUGH 50; WALMART, INC.;
WALMART.COM

On Appeal from the United States District Court
for the Middle District of Pennsylvania
(M.D. Pa. Civil Action No. 2:22-cv-01754)
District Judge: Honorable Malachy E. Mannion

Submitted Pursuant to Third Circuit LAR 34.1(a)
July 9, 2024

Before: KRAUSE, MATEY, and CHUNG, Circuit Judges

JUDGMENT

This cause came to be considered on the record from the United States District Court for the Middle District of Pennsylvania and was submitted pursuant to Third Circuit LAR 34.1(a) on July 9, 2024. On consideration whereof, it is now hereby

ORDERED and ADJUDGED by this Court that the judgment of the District Court entered January 8, 2024, be and the same is hereby VACATED and REMANDED for further proceedings. Costs will not be taxed. All of the above in accordance with the opinion of this Court.

ATTEST:

s/ Patricia S. Dodszuweit
Clerk

Dated: July 12, 2024

The seal of the United States Court of Appeals for the Third Circuit is circular. It features an eagle with spread wings perched atop a shield. The shield is divided into sections, with a constellation of stars in the upper left. The words "UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT" are inscribed around the perimeter of the seal.
**Certified as a true copy and issued in lieu
of a formal mandate on August 5, 2024**

Teste: *Patricia S. Dodszuweit*
Clerk, U.S. Court of Appeals for the Third Circuit